

Water Division February WGA Bullet Points

CO:

- With PFAS detections in El Paso, Adams and Boulder Counties the State is implementing a PFAS Action plan including development of a policy to implement its narrative water quality standards for PFAS.
- CDPHE will begin implementation of the EPA- approved Denver Water variance of the Lead and Copper Rule that will increase the number of lead service line replacements, permanently removing the largest source of lead for over 3 million customers.
- Colorado is interested in pursuing direct potable water reuse regulations and is looking for funding assistance.
- CDPHE expressed concerns regarding the proposed 401 regulation including: the diminished role of the states; reduced timeframes to develop 401 certification and the narrowed scope of the certification conditions that can be considered.

MT:

- A Montana rule change requires schools to test drinking fountains and sinks used for food prep for lead every 3 years starting in 2021 and address lead results above 5 ppb.
- Litigation on EPA's approval of the State's multi-discharger nutrient variance is on-going putting into question the status of the State's variance regulation.

ND:

- WIFIA Loan Application requesting a \$561M loan on a total project cost of \$1.3B. The Metro Flood Diversion Authority project will manage stormwater that threatens the Fargo-Moorhead metro area and causes high water in the Red River, by temporarily storing it on vacant land.
- The State is involved in two water transfer projects to mitigate for potential drought. EPA recently provided comments on the Red River Valley Water supply NPDES permit and is a cooperating agency for the recently proposed Eastern North Dakota Alternate Water Supply Project (ENDAWS) which could save money by withdrawing water from an alternate source. The BOR is the lead agency for the EIS for ENDAWs.

SD:

- Dewey Burdock Uranium In-Situ Recovery Project in Edgemont, SD: EPA expects to finalize UIC Class III and Class V and associated aquifer exemptions for the project in 2020. South Dakota will need to complete work on a large-scale mining permit before the project can begin.

UT:

- WIFIA Loan Application requesting a \$330M loan on total project cost of \$660M. Salt Lake City proposed to reconstruct its 55-year old water reclamation facility (one of the oldest in the state) and implement a new treatment process to meet regulatory total phosphorus limits and increase system resiliency.

- State is prioritizing development of nutrient criteria for Utah Lake in response to on-going and increasing severity of Harmful Algal Blooms (HABs) outbreaks.

WY:

- State expects to submit its final UIC Class VI, CO2 sequestration, primacy package in January and has requested a timely review and action by EPA.
- In a 1/15/20 to the Administrator, Senator Barrasso requested EPA's review of the National Rivers and Streams Assessment (NRSA) and its implementation in Wyoming for duplicative practices and reliability.
- Aethon Energy NPDES permit: WYDEQ recently re-issued a draft Aethon permit for public comment.